

DECISION ON APPLICANT REQUEST FOR RECONSIDERATION

Under section 60851 of title 2 of the California Code of Regulations, if the Bureau of State Audits or the Applicant Review Panel decides to exclude or remove an applicant from the pool of applicants being considered for selection to the Citizens Redistricting Commission, the applicant may, no later than 10 days after the date of the notification of exclusion or removal, request reconsideration of the decision if the decision was the result of an error relating to:

- Having a conflict of interest;
- Failing to satisfy the eligibility requirements for serving on the commission; or
- Failing to comply with the procedural requirements of the application process.

Name of the Applicant/Requestor: Robert N. Austin.

Date of the notice of exclusion or removal: December 22, 2009.

Date the request for reconsideration was received: December 24, 2009.

Description of the alleged error that caused the exclusion or removal: Applicant incorrectly answered "yes" to Question 9(f) on the initial applicant regarding whether an immediate family member has served as paid California congressional, legislative, or State Board of Equalization staff, as he incorrectly concluded that his son, who works for the California Senate, is considered an immediate family member under the Voters FIRST Act.

.

Request for reconsideration is: Granted.

Reason for granting or denying the request: Applicant affirmed that even though his son is serving as a paid legislative staff member, he and his son do not have a bona fide relationship as defined by title 2, section 60806 of the California Code of Regulations, so the correct answer to Question 9(f) is "no."

Applicant's current status: Included in the initial applicant pool.

Name and title of person making decision: Steven Benito Russo, Senior Staff Counsel.

Date of decision: January 8, 2010.